

United States District Court
District of Delaware

William A. Newsom,
Plaintiff,

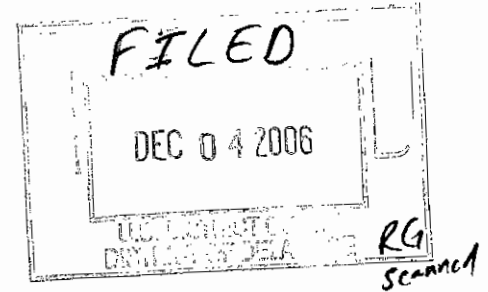
v.

Commissioner Stanley W. Taylor,
Bureau Chief Paul Howard, Deputy
Warden Dave Pierce, Captain Sagers,
Security Superintendent Cunningham,
First Correctional Medical, LLC., Dr.
Sitta B. Alie, et al. ,

Defendants.

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C.A. No. 05-673 (GMS)



Motion for Appointment of Counsel

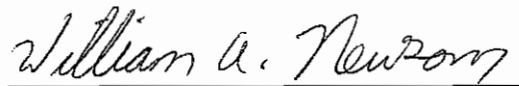
Plaintiff, William A. Newsom, pursuant to 28 U.S.C. 1915, requests this court to appoint counsel to represent petitioner in the above entitled action for the following reasons:

1. The plaintiff is unable to afford counsel.
2. The issues involved in this case are complex.
3. The complaint in this case alleges that the defendant's subjected plaintiff to:
 - (A) Deliberate Indifference
 - (B) Cruel and Unusual PunishmentAnd
 - (C) Went as far as to have a Lieutenant "lean" on the plaintiff by threatening The plaintiff bodily harm because of pending civil action. Subsequently, Said Lieutenant has been fired from the Department of Corrections.
4. The plaintiff's allegations, if proved, clearly would establish a constitutional violation.
5. The plaintiff is representing himself with very little legal knowledge against a Deputy Attorney General who is representing the state defendants, and two (2) private attorneys Who are representing First Correctional Medical, LLC.
6. Plaintiff has made several attempts to obtain counsel.

7. In deciding whether to appoint counsel for an indigent litigant, the court should consider “the factual complexity of the case, the ability of the indigent to investigate the facts, the existence of conflicting testimony, the ability of the indigent to present his claim and the complexity of the legal issues.” In addition, courts have suggested that the most important factor is whether the case has merit.

For the foregoing reasons, the court should grant the plaintiff's motion and appoint counsel in this case.

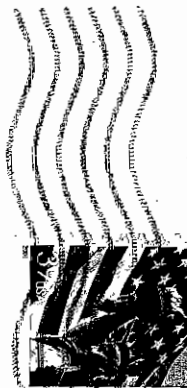
DATE: November 29, 2006.

A handwritten signature in black ink, reading "William A. Newsom". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

William A. Newsom
SBI# 257317
Delaware Correctional Center
1181 Paddock Road
Smyrna, Delaware 19977

IM WILLIAM A. NEWSON
SBI# 257317 UNIT V-BLOCK/B-8
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SMYRNA, DELAWARE 19977

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